IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.1409 OF 2004

IN

SECOND APPEAL STAMP NO.38963 OF 2000

Prakash Jingonda Patil (Narade)
and ors. : Applicants.

versus

Manohar Appesaheb Pachore : Respondent.

Mr.Anil Kumar Patil for the applicants.

CORAM : D.G.DESHPANDE,J.

DATED : 20th October 2005.

ORAL ORDER

1. This is an application for setting aside the order dated 13th July 2001. That was the order for dismissal of the suit for non-removal of office objection. Looking to the fact that this application is filed after lapse of two years and 228 days. Notice was ordered to be

issued to the respondent in order to give him an opportunity to oppose. But in spite of service of the notice, nobody is present for the respondent. Counsel for the appellants contended that, so far as known to him, there was no objection and, if there is any objection, the same will be removed by him within a week from today. Objection allowed to be removed within a week from today. Appeal is restored to file by allowing this application. But it is clarified that this period of one week will not be extended in any circumstances and if, the objections are not removed within the stipulated period of one week, the earlier order of dismissal of the Additional Registrar will stand as it is.

[D.G.DESHPANDE,J]